

ASSIGNED

AMENDED

Serial No. **58168****APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**Date of filing in State Engineer's Office **OCT 2 1992**

Returned to applicant for correction

Corrected application filed Map filed **JAN 7 1993** under 58165The applicant **Marvin V. Dye & Katherine M. Dye****120 Penrose**

Street and No. or P.O. Box No.

of **Yerington**

City or Town

Nevada 89447

State and Zip Code No.

hereby make application for permission to change the

Portion of the Place of Use and Point of Diversion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under **Permit 50520**

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is **underground**
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed **0.41 cfs**
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for **irrigation and domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for **irrigation and domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point **SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 22 T.12N., R.25E.,**
Describe as being within a 40-acre subdivision of public survey and by course and
M.D.B.&M. or at a point from which the NE corner of said Sec. 22
distance to a section corner. If on unsurveyed land, it should be stated.
bears N 1°27'31"E a distance of 2592.00 feet.
6. The existing permitted point of diversion is located within **SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 3, T.14N., R.25E.,**
If point of diversion is not changed, do not answer.
M.D.B.&M. or at a point from which the SW corner of said Sec. 3
bears S 88°48'30"W a distance of 5241 feet.
7. Proposed place of use **SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 15, T.12N., R.25E., M.D.B.&M (40 ac)**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use **NE $\frac{1}{4}$ NW $\frac{1}{4}$ (16 ac), Sec. 10; NE $\frac{1}{4}$ SW $\frac{1}{4}$ (15 ac) Sec. 11**
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
all in T.14N., R.25E., M.D.B.&M. (31 acres total)
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from **January 1** to **December 31** of each year.
Month and Day Month and Day
10. Use was permitted from **January 1** to **December 31** of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) **Well, Pump and irrigation system**
State manner in which water is to be diverted, i.e. diversion structure.
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works **\$30,000**
13. Estimated time required to construct works **3 years**

14. Estimated time required to complete the application of water to beneficial use.....5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Same Well as permit 55955

Water will be comingled under applications to change permits

22169 for a total of 40 acres.

By s/ Katherine A. Rice

P.O. Box 130

Smith, NV 89430

Compared gkl/jv ab/vw

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 50520 is issued subject to the terms and conditions imposed in said Permit 50520 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 58166 and 58168 shall not exceed 160 acre-feet annually.

The total combined duty of water under Permits 55955, 58166 and 58168 shall not exceed 548.8 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.41 cubic feet per second, but not to exceed 124.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before November 4, 1994

Proof of completion of work shall be filed before December 4, 1994

Application of water to beneficial use shall be made on or before November 4, 1995

Proof of the application of water to beneficial use shall be filed on or before December 4, 1995

Map in support of proof of beneficial use shall be filed on or before December 4, 1995

Completion of work filed DEC 05 1995

Proof of beneficial use filed DEC 21 1995

Cultural map filed DEC 21 1995

Certificate No. 14614 Issued JUN 11 1997

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E., State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 6th day of April

A.D. 1994

[Signature]
State Engineer

(PERMIT TERMS CONTINUED)

This permit is issued as a supplemental ground water right to Claim No. 45 and to any storage rights as set forth in the Walker River Decree.

If this permit is cancelled or withdrawn, the water reverts to the source and not the base right.

